


CERTIFICATION OF ORDINANCE

CITY OF FRANKLIN, KENTUCKY

I, Kathy Stradtner being the duly qualified and appointed City Clerk of the City of Franklin, Kentucky, hereby certify the attached copies of Ordinance No. 2015-006 are true, correct, and complete copies of an Ordinance annexing 10.46 acres located on Kenny Perry Drive into the corporate limits of the City of Franklin. Aforementioned ordinance was finally adopted at a duly convened and regular meeting of the Franklin City Commission held on March 9, 2015 and convened at 12:00 noon, and was duly published in accordance with the applicable provisions of the Kentucky Revised Statutes on or about March 12, 2015.

Signed this 11th^t day of March, 2015.


Kathy Stradtner, City Clerk
City of Franklin, KY

CITY SEAL

RECEIVED AND FILED
DATE March 27, 2015

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY Handwritten Signature

Sponsors:

Mayor Clark

Commissioner Powell

Date Second Reading MAR 9, 2015

Publication Date MAR 12, 2015

ORDINANCE NO. 2015 - 006

**ORDINANCE ANNEXING TO THE CITY OF FRANKLIN, KENTUCKY
10.46 ACRES LOCATED ON KENNY PERRY DRIVE
OWNED BY CSX RAILROAD, PETERSEN & ASSOCIATES, LLC
AND SUMMERS HUNT FARM, LLC**

WHEREAS, heretofore the City of Franklin, Kentucky adopted a Comprehensive Plan of Annexation; and

WHEREAS, the Board of Commissioners has determined that the hereinafter described territory is urban in character, and/or suitable for development for urban purposes, by reason of population density and/or commercial, and/or industrial use of land; and

WHEREAS, the Board of Commissioners declares that the land is contiguous to the existing city limits and it is desirable to annex the unincorporated area southeast of the current limits of the City of Franklin, Kentucky hereinafter described; and

WHEREAS, the Board of Commissioners has determined that no part of the area to be annexed shall be included in the boundary of another city; and

WHEREAS, pursuant to KRS 81A.425, notice was sent by first-class mail to each property owner listed on the records of the Simpson County Property Valuation Administrator as of January 1, 2014; and

WHEREAS, said notice was mailed no later than fourteen (14) days prior to the meeting at which the ordinance proposing the annexation and stating the intention of the City of Franklin to annex the territory received its second reading; and

WHEREAS, Ordinance No. 110.80-12-2014, proposing the annexation was duly read in accordance with the Kentucky Revised Statutes and was published and went into effect on December 11, 2014; and

WHEREAS, more than sixty (60) days have elapsed since Ordinance No. 110.80-12-2014 went into effect, and no valid petition containing signatures of property owners in the area to be annexed has been received by the Mayor pursuant to KRS 81A.420; and

WHEREAS, all notices required by the Kentucky Revised Statutes have been provided and/or published according to law;

NOW, THEREFORE, be it ordained by the Board of Commissioners of the City of Franklin, Kentucky that the City of Franklin hereby ratifies the Mayor's signature upon and approves any and all documents necessary to effectuate the intent of this ordinance, including, but not limited to, the Consents of Annexation, and further, the City of Franklin hereby annexes the following described unincorporated area and makes it a part of the City of Franklin, Kentucky:

SEE PROPERTY DESCRIPTION ATTACHED AS EXHIBIT 1
AND MAP ATTACHED AS EXHIBIT 2, INCORPORATED HEREIN BY REFERENCE.

This ordinance shall take effect upon its passage, approval, and publication. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holdings shall not affect the validity of the remaining portions.

All ordinances or parts of ordinances in conflict herewith, are, to the extent of such conflict, hereby repealed.

FEB 23, 2015 FIRST READING MAR 9, 2015 SECOND READING

At a meeting of the Board of Commissioners of the City of Franklin, Kentucky, held on March 9, 2015 on motion made by Commissioner Jamie Powell and seconded by Commissioner Larry Dixon, the foregoing ordinance was adopted, after full discussion, by the following vote:

YES LARRY DIXON

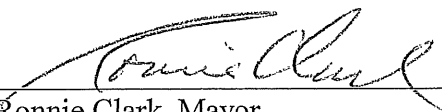
YES JAMIE POWELL

YES MASON BARNES

YES WENDELL STEWART


YES RONNIE CLARK, MAYOR

APPROVED BY:



Ronnie Clark, Mayor
City of Franklin, KY.

ATTEST:



Kathy Stradtner, City Clerk

**CITY OF FRANKLIN, KY PUBLIC NOTICE REGARDING
ANNEXATION**

Pursuant to KRS 424.130(1)(b) and KRS 424.140, please take notice that the territory described below shall become annexed by the City of Franklin, Kentucky unless 50% or more of the resident voters or property owners in the area to be annexed protest by signing and filing a petition with the Mayor of the City of Franklin opposing the annexation of the territory by or before February 9, 2015. If no petition in opposition to the annexation of the territory is received by or before February 9, 2015, the City of Franklin, Kentucky shall read an ordinance annexing the property set forth herein. The following paragraphs describe a tract of land situated in the southeast area of Simpson County, Kentucky on Kenny Perry Drive joining the present city limits of the City of Franklin, Kentucky intended to be annexed into the City of Franklin, with said premises being more particularly described as follows:

Description of a 10.46 acre tract

The following paragraph describes a tract of land in Simpson County Kentucky, adjoining the present city limits of the city of Franklin; a portion of the same property as conveyed to Summers Hunt Farm, LLC by deed of record as recorded in Deed Book 305, Page 71 and all the property conveyed to Petersen and Associates, LLC in Deed Book 307, Page 194 of the public records of the Simpson County Clerk's Office. This parcel also contains a strip of the CSX Railroad property; said premises being more particularly described as follows:

Beginning at an iron pin set in the westerly right of way of the CSX Railroad (approximately 33 feet from center of rails) in the line of the present city limits of the city of Franklin in the easterly line of the Equity Group of Kentucky, LLC property as described in Deed Book 210, Page 532, said pin is further located for reference as being North 19 degrees 59 minutes 44 seconds West a distance of 4592.69 feet from the intersection of the centerline of the CSX Railroad with the Centerline of Peden Mill Road; thence along the westerly right of way of the CSX Railroad with the existing city limits of Franklin, North 10 degrees 55 minutes 03 seconds West a distance of 20.87 feet to an iron pin set; thence crossing said railroad and running along the line of Summers Hunt Farm, LLC (Deed Book 305, Page 71), with the L.O.C.M. Harper Trust property, South 84 degrees 20 minutes 29 seconds East a distance of 1366.25 feet to an iron pin found #3290 at a corner with the LJI Investments, LLC property (Deed Book 298, Page 161); thence along the line of the Summers Hunt Farm, LLC property with LJI Investments, LLC the following three calls: South 00 degrees 40 minutes 44 seconds East a distance of 35.35 feet to an iron pin found #3290; thence South 78 degrees 18 minutes 59 seconds East a distance of 1559.09 feet to an iron pin found #3290 at a corner with the LJI Investments, LLC property as described in Deed Book 274, Page 638; thence South 79 degrees 04 minutes 09 seconds East a distance of 394.00 feet to an iron pin found #3290 at a corner with Petersen and Associates, LLC as described in Deed Book 307, Page 194; thence along the boundary of the Petersen and Associates, LLC property with the Perry & Bush Development property (Deed Book 183, Page 60) the following five calls: South 79 degrees 44 minutes 14 seconds East a distance of 614.17 feet to an iron pin found #3290; thence South 04 degrees 40 minutes 11 seconds West a distance of 455.92 feet to an iron pin found #3290; thence South 86 degrees 25 minutes 35 seconds East a distance of 421.00 feet to an iron pin found #3290; thence South 88 degrees 59 minutes 27 seconds East a distance of 272.17 feet to an iron pin found #3290; thence South 82 degrees 01 minutes 18

Exhibit 1 Ordinance 2015-006

seconds East a distance of 570.39 feet to an iron pin found #3290 in the westerly right of way of Kenny Perry Drive; thence along the meanders of the westerly right of way of Kenny Perry Drive, South 34 degrees 16 minutes 10 seconds West a distance of 44.62 feet to a found king post with a witness iron pin found #3290 at base; thence leaving said road along the lines of the Petersen And Associates, LLC property with Summers Hunt Farm, LLC the following two calls: North 82 degrees 01 minutes 18 seconds West a distance of 548.19 feet to a found king post with an existing witness iron pin #3290 at base; thence North 88 degrees 59 minutes 27 seconds West a distance of 270.63 feet to a found ½ inch rebar, a corner to LJI Investments, LLC (Deed Book 274, Page 638); thence along the lines of the Petersen and Associates, LLC property with LJI Investments, LLC the following two calls: North 86 degrees 26 minutes 01 second West a distance of 422.57 feet to an iron pin found #3290; thence North 85 degrees 01 minutes 40 seconds West a distance of 658.06 feet to an iron pin found #3290 at a corner with Summers Hunt Farm, LLC; thence along the line of the Petersen and Associates, LLC property with Summers Hunt Farm, LLC North 09 degrees 29 minutes 43 seconds East a distance of 534.33 feet to an iron pin set; thence on new lines to the Summers Hunt Farm, LLC property along the southerly side of a parcel to be annexed the following three calls: North 79 degrees 04 minutes 09 seconds West a distance of 394.56 feet to an iron pin set; thence North 78 degrees 18 minutes 59 seconds West a distance of 1892.86 feet to an iron pin set; thence North 84 degrees 20 minutes 29 seconds West a distance of 1030.30 feet to the point of beginning. Surveyed parcel contains 10.46 acres more or less to be annexed into the city limits of Franklin, and is subject to all legal conditions and easements of record. This description based on an actual field survey performed by Gary Lee Dunning, Kentucky State Registered Land Surveyor #3290 in October of 2014. Basis of bearing for this description is grid North, Kentucky South Zone, Lambert projection. Unless stated otherwise, all iron pins set this survey are 5/8" x 24" iron pins with plastic identification cap stamped "Dunning #3290".

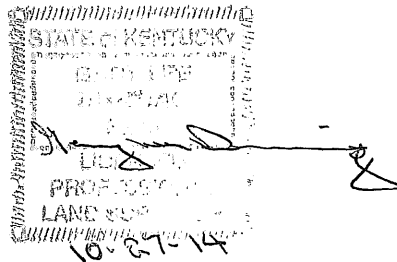
Dunning Land Surveying

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OVERSIZE MAP INCLUDED WITH
SUBMISSION.

To research the map, contact the
Office of Secretary of State
or the County Clerk.